

REMARKS

Claims 1-7 and 9-10 are pending in this application. The specification, drawings and Claim 1 have been objected to, and claims 1-4 and 7-10 have been rejected under 35 U.S.C. §102(a). Claims 5-6 have been rejected under 35 U.S.C. §101. These reasons for rejection are respectfully traversed.

Claims 5-6 have been objected to but indicated as defining patentable subject matter and Applicant gratefully acknowledges this indication of allowability.

Objections**Hyperlinks**

The Office Action objects to the specification because it contains hyperlinks. Applicant previously deleted all occurrences of "http://" in the specification. Attention is respectfully directed to U.S. Patent 6,842,877--Robarts, et al. issued January 11, 2005, which was examined by Examiner Hailu. This patent contains in its specification the following passage:

Various commercial preference engines and clustering engines are available, including from sources such as
www.cs.umn.edu/Research/GroupLens/, www.inference.com,
www.likeminds.com, www.hyperlogic.com/hl, www.dkaweb.com,
www.likes.com, etc.

Applicant respectfully submits that by deleting "http://" from each website address, the present specification is in precisely the same format as the above-noted patent.

New Matter

The Office Action has objected to the drawings and the accompanying Brief Description of the Drawings added by the previous Response as being new matter.

Applicant has deleted FIGS. 2-5 and the accompanying descriptions, including both the Brief Description of the Drawings and the text added to the Detailed Description. The application is thus substantially as filed except for correcting informalities. Upon entry of the amendments set forth above and for the reasons set forth below, it is respectfully submitted that all the pending claims in this application will be in a condition to be allowed.

Sufficiency of Drawings

The Office Action has also objected to the drawings as not illustrating every feature recited by the claims.

Applicant submits herewith a revised FIG. 1 that corrects this perceived deficiency. It is respectfully submitted that no new matter has been entered. Entry of this drawing into the application is respectfully requested.

Applicant respectfully submits that the drawings as filed, when read in light of the specification, were sufficient to permit one of skill in the art to understand the invention. Applicant has submitted an amended FIG. 1 that merely makes explicit that which was disclosed in the application as filed, and for this reason it is respectfully submitted that no objectionable new matter has been added. In particular the aspect of the present invention wherein a user initially selects a level of complexity is now illustrated, in addition to already having been explained in the specification as filed (as pointed out in the Office Action) and having been part of the original claims.

As set forth in MPEP 608.04 and 608.01(I), an "applicant may rely not only on the specification and drawing as filed but also on the original claims" as part of the disclosure of the application. Because the amended material is inherently contained in the original application, it cannot constitute new matter. Koito Manufacturing Co. v. Turn-Key-Tech, LLC, 381 F.3d 1142 (Fed. Cir. 2004), citing Schering Corp v. Amgen Inc., 222 F.3d 1347, 1352 (Fed. Cir. 2000).

For these reasons, the amendment to FIG. 1 should be entered and the objection to the drawings withdrawn.

Claim 1

The informality in claim 1 noted in the Office Action has been corrected.

Claim Rejections

35 USC §101

Claims 5-6 have been rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. This reason for rejection is respectfully traversed. Applicant respectfully submits that in view of the claim amendments submitted herewith claims 5-6 are now properly directed to methods of creating a document. In particular, as amended claim 5 follows the format of claims 1 and 7 and recites a statutory process that is further tied to a tangible object. Therefore, withdrawal of this reason for rejection is respectfully requested.

35 U.S.C. §102(a)

Claims 1-4 and 7-10 have been rejected under 35 U.S.C. §102(a) as being anticipated by the document *The Will Expert*. This reason for rejection is respectfully traversed.

Applicant submits herewith a Declaration pursuant to 37 C.F.R. §1.131 to remove this reference from further consideration. Applicant respectfully directs the Examiner's attention to the Declaration and submits that it establishes facts showing possession of the present invention prior to the effective date of the reference. Upon removal of this reference as prior art, claim 1 is a condition to be allowed.

Claims 2-4 and 7-10 depend from claim 1 and for this reason are also now in a condition to be allowed.

Therefore, it is respectfully submitted that since the present invention is neither disclosed nor suggested by any prior art of record, claims 1-4 and 7-10 are all now in a condition to be allowed.

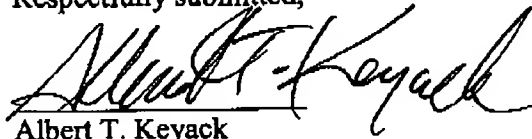
Allowable Subject Matter

The Office Action indicates that claims 5-6 define patentable subject matter and would be allowed if rewritten to overcome the rejection under 35 U.S.C. §101. Applicant gratefully acknowledges this indication of allowable subject matter and as set forth above claims 5 and 6 have been amended to place them within the bounds of the statute. Upon entry of these amendments of at least claim 5, and claim 6 which depends from it, should be allowed.

Conclusion

For all these reasons, it is respectfully submitted that the present application, including the amendments set forth above and the additional materials submitted herewith, is now in a condition to be allowed. Notice to this effect is earnestly solicited.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Albert T. Keyack", written over a horizontal line.

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